

Sarah L. Barnes /Bar No. 020362  
Kelley M. Jancaitis /Bar No. 025555  
Jeremiah M. Sullivan /Bar No. 038569  
E-mail:[slb@bowwlaw.com](mailto:slb@bowwlaw.com)  
[kel@bowwlaw.com](mailto:kel@bowwlaw.com)  
[kmj@bowwlaw.com](mailto:kmj@bowwlaw.com)  
[szb@bowwlaw.com](mailto:szb@bowwlaw.com)

8 Attorneys for Defendants City of  
9 Phoenix, Sullivan, Ladines, Garza, Roy,  
Makic, Ravelo, Ramirez, Howard,  
Traylor, and Reddy

12 Kashane Kirk, *et al.*,  
13 Plaintiffs,  
14 vs.  
15 City of Phoenix, *et al.*,  
16 Defendant

Case No. CV 23-00836-MTL (CDB)

**STIPULATED MOTION TO STAY  
CASE DEADLINES**

**(Expedited Consideration Requested)**

18 The parties, by and through counsel undersigned respectfully stipulate and request  
19 the Court stay the remaining case deadlines based on the Court's recent Order (Dk. 53)  
20 denying Defendants' Motino to Dismiss without prejudice and granting Plaintiffs leave to  
21 file a Second Amended Complaint. This Stipulated Request is made in good faith and not  
22 for the purpose of delay.

23 On September 5, 2024, the Court denied Defendants Motion to Dismiss without  
24 prejudice, and gave Plaintiffs until October 7, 2024, to file a Second Amended Complaint.  
25 If Plaintiffs fail to file a Second Amended Complaint on October 7, 2024, Defendants may

1 | refile their Motion to Dismiss by October 14, 2024.

2 The parties are requesting the Court stay all deadlines in this matter while Plaintiffs  
3 prepare and file the Second Amended Complaint. Once the Second Amended Complaint  
4 is filed, Defendants will then assess whether to re-file a Motion to Dismiss and/or answer  
5 the amended Complaint. Moreover, once a Second Amended Complaint is filed, and  
6 Defendants have assessed what next steps are appropriate in this matter, the parties will be  
7 better situated to determine what deadlines are necessary to prepare this case for trial.  
8 Accordingly, the parties will file an amended Joint Report and Proposed Scheduling Order.

9       Thus, the Parties stipulate and respectfully request the Court agree to stay the current  
10 case deadlines while Plaintiffs prepare a Second Amended Complaint, and vacate any  
11 pending matters in this case. After Plaintiffs file a Second Amended Complaint and/or  
12 Defendants file an Answer or renew their Motion to Dismiss, the parties will prepare and  
13 file an amended Joint Report and Proposed Scheduling Order on or before October 31,  
14 2024, which will set forth new deadlines for this matter. A proposed order is filed  
15 simultaneously herewith.

16 | RESPECTFULLY SUBMITTED this 16th day of September, 2024.

## BROENING OBERG WOODS & WILSON, P.C.

By /s/ Sarah L Barnes  
Sarah L. Barnes  
Kelley M. Jancaitis  
Jeremiah M. Sullivan  
*Attorney for Defendants*

MILLS + WOODS LAW, PLLC

By /s/ Sean A. Woods (with permission)  
Sean A. Woods  
Robert T. Mills  
Attorneys for Plaintiffs

## **CERTIFICATE OF SERVICE**

2 I hereby certify that on September 16, 2024, I electronically filed the foregoing with the  
3 Clerk's Office using the CM/ECF system for filing, and transmittal of a Notice of Electronic Filing  
4 to the following CM/ECF registrant:

Sean A. Woods

Robert T. Mills

MILLS + WOODS LAW, PLLC

5055 North 12th Street, Suite 101

Phoenix, Arizona 85014

*Attorneys for Plaintiffs*

/s/ *Kathy Lake*